

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WYOMING**

The Wrongful Death Estate of J.W.,)	
a deceased minor child,)	
by and through Brandon T. Wegner, as)	
Wrongful Death Representative,)	
)	
<i>Plaintiff,</i>)	
)	
vs.)	Civil Action No. 1:17-cv-00191-ABJ
)	
FCA US LLC,)	
)	
<i>Defendant.</i>)	

JOINT STIPULATION OF DISMISSAL WITH PREJUDICE

To the Honorable United States Judge of Said Court:

COME NOW, both Plaintiff and Defendant, by and through undersigned counsel, and pursuant to Rule 41 of the Federal Rules of Civil Procedure, hereby stipulate to a dismissal of this action with prejudice.

I.

1. Plaintiff, is the Wrongful Death Estate of J.W., a deceased minor child, by and through Brandon T. Wegner, as Wrongful Death Representative; Defendant is FCA US LLC.

2. Plaintiff now moves to dismiss this suit with prejudice to re-filing.

3. Defendant, which has filed an Answer, agrees to the dismissal.

4. This case is not a class action, and a receiver has not been appointed.

5. This case is not governed by any federal statute that requires a court order for dismissal of the case.

6. Plaintiff has not previously dismissed any federal or state-court suit based on or including the same claims as those presented in this case.

7. This dismissal is with prejudice as to re-filing.

8. Each side is to bear its own costs and attorney's fees.

9. Pursuant to the terms of Rule 41(a)(1)(A)(ii), this case is dismissed with prejudice upon filing of this joint stipulation.

10. Accordingly, Plaintiff and Defendant jointly stipulate the Court may dismiss with prejudice all claims that Plaintiff asserted or could have asserted against Defendant in this lawsuit and that all costs of court incurred in connection with said causes of action are to be paid by the party incurring same.

Respectfully submitted,

/s E. Todd Tracy

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**COUNSEL FOR DEFENDANT
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CERTIFICATE OF SERVICE

I hereby certify that on the 2nd day of July, 2018, I caused to be electronically filed the foregoing document with the clerk of the court for the U.S. District Court, District of Wyoming, using the electronic case filing system of the court. The electronic case filing system sent a “Notice of Electronic Filing” to the attorneys of record who have consented in writing to accept this Notice as service of this document by electronic means.

/s E. Todd Tracy

E. Todd Tracy

Andrew G. Counts